

**OFFICE OF THE STATE FIRE MARSHAL
DEPARTMENT OF FORESTRY AND FIRE PROTECTION**

P.O. Box 944246
Sacramento, CA 94244-2460
Web Site: <http://osfm.fire.ca.gov>
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NOTICE

Request for Comments on Economic Impacts to Business from the State Fire Marshal's Amendments to the 2001 California Building Code Relating to Residential Care Facilities Housing Bedridden Persons

NOTICE IS HEREBY GIVEN that the State Fire Marshal's (SFM) proposed emergency regulatory action to amend the 2001 California Building Code, relating to residential care facilities housing bedridden persons has been submitted and approved by the California Building Standards Commission.

On July 16, 2003 the California Building Standards Commission concurred with the SFM's finding of emergency for regulatory actions, in response to Senate Bill 1896. These emergency regulations became immediately effective upon filing with the Secretary of State on July 17, 2003. However, under Government Code §11346.1, no adopted emergency regulatory action shall remain in effect for more than 120 days unless the agency has complied with §11346.2 to §11347.3. Thus, these regulations addressing the fire and life safety requirements for bedridden persons in residential care facilities will expire by the close of business, January 8, 2004.

Pursuant to Executive Order S-2-03, the SFM shall evaluate the potential for adverse economic impacts to California business enterprises and individuals as required under Government Code §11346.3. This evaluation shall apply to any proposed regulation, and/or regulation that has been adopted, but has not yet become effective.

Government Code §11346.3 requires that prior to submitting a proposed regulation, the proposing agency shall consider all impacts the proposal may have on business. This consideration shall be made early in the rulemaking process to determine any of the following:

- ☐ The creation or elimination of jobs within the state of California
- ☐ The creation of new businesses and/or the elimination of existing businesses within the state of California
- ☐ The expansion of businesses currently doing business with the state of California

The SFM encourages all interested parties to assist this Office with its efforts in determining unnecessary economic impacts, if any, relating to the emergency amendments to the 2001 California Building Code regarding bedridden persons in residential care facilities.

The SFM's emergency rulemaking on this subject may be obtained from the SFM's web site: <http://osfm.fire.ca.gov>

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The SFM requests that comments be submitted to the SFM by close of business December 31, 2003, and made to the attention of:

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